

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
NORTHERN DIVISION
Civ. No. 2:18-cv-00065-D

TERNAIL L. BOND,

Plaintiff,

v.

ANDREW M. SAUL,
Commissioner of
Social Security,

Defendant.

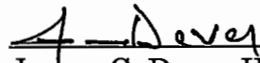
ORDER

Plaintiff's counsel filed a motion for attorney's fees under 42 U.S.C. § 406(b) in the amount of \$21,709.25. Attorney's fees under 42 U.S.C. § 406(b) are paid from past-due benefits awarded to a successful claimant.

Defendant filed a response to the motion noting that, under *Gisbrecht v. Barnhart*, 535 U.S. 789 (2002), it is the duty of the Court to determine a reasonable fee.

It is ORDERED that Plaintiff's counsel be awarded fees under 42 U.S.C. 406(b) in the amount of \$ 20,000.⁰⁰ (or 25% of Plaintiff's past-due benefits, whichever is less). Plaintiff's counsel will reimburse Plaintiff any fees previously received under the Equal Access Justice Act ("EAJA"), 28 U.S.C. § 2412.

So ordered, this 17 day of December, 2020.


James C. Dever III
United States District Judge